

**LOWE'S**

Companies, Inc.

2009 NOV -9 PM 4: 29

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Tennessee Department of Environment and Conservation  
Division of Air Pollution Control  
Attn: Technical Secretary  
9<sup>th</sup> Floor, L & C Annex  
401 Church Street  
Nashville, TN 37243-1531

Re: 72-0129-01 Lowe's Store #2866

Dear Technical Secretary,

As Counsel for Lowe's Companies, Inc., I provide legal services to that company and its wholly-owned subsidiaries, including Lowe's Home Centers, Inc. ("Lowe's").

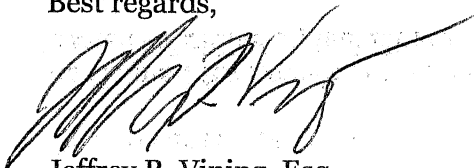
This letter is being submitted pursuant to the Division's Notice of Violation ("NOV") issued to Lowe's relating to the installation of its back-up generator at its store located in Dayton, Tennessee.

As part of a corporate-wide initiative, Lowe's undertook a comprehensive review of its back-up generators throughout the country. As part of its review, Lowe's recently learned that it failed to submit a construction permit application for its back-up generator at the above-referenced location. Upon learning of the situation, Lowe's promptly submitted a construction permit application to the Division.

Lowe's understands the importance of the Division's regulatory requirements and has acted diligently to correct the violations. Lowe's has chosen to voluntarily disclose to the Division the circumstances that gave rise to the NOV so that Lowe's can ensure compliance moving forward.

Thank you for your consideration.

Best regards,



Jeffrey R. Vining, Esq.  
JRV